



CREATION OF SEGREGATED PORTFOLIOS MUTUAL FUND SPCs (APPLICATION for APPROVAL)

SEGREGATED PORTFOLIO COMPANIES (MUTUAL FUNDS) REGULATIONS, 2018

[Regulation 7(1)]

SPC-INV 1

Submit completed application form, appendices, documentation and relevant application fees to:

Director, Investment Business Division
British Virgin Islands Financial Services Commission
Pasea Estate
P.O. Box 418
Road Town, Tortola VG1110
British Virgin Islands

Notes to Applicants:

(A) Mutual fund SPCs require the Commission's approval **prior** to creating additional segregated portfolios in certain circumstances. This form (SPC-INV1) outlines the relevant information and documentation required in seeking the Commission's prior approval and applies to the following mutual fund SPCs:

- (i) all **public, incubator** and **approved** mutual fund SPCs that wish to create additional segregated portfolios; and
- (ii) **private** and **professional** mutual fund SPCs that wish to create additional segregated portfolios with functionaries that:
 - a. are **different** from the functionaries appointed to existing segregated portfolios; or
 - b. do **not** have a principal office in a recognised jurisdiction for the purposes of the Securities and Investment Business Act.

(B) For an application to be considered filed, **all** sections of the SPC-INV1 application form must be completed and submitted to the Commission by the mutual fund SPC's **authorised representative** (*appointed pursuant to section 65 of the Securities and Investment Business Act*), along with the following:

- Offering Memorandum/Prospectus for **each** segregated portfolio to be created (*in the case of public, private or professional mutual fund SPCs*)
- Investment Warning for **each** segregated portfolio to be created (*in the case of incubator or approved mutual fund SPCs*)
- Amendments to the mutual fund SPC's Memorandum and Articles of Association (*where segregated portfolios are listed in the constitutional documents*)
- Current Schedule attached to the mutual fund SPC's Certificate of Registration, Recognition or Status (*where issued*)
- Application Fees (*\$350 per segregated portfolio to be created*)

(C) Section 5 of the SPC-INV1 application form requires the completion and submission of a Segregated Portfolio Sheet (*appended to the application form*) for **each** segregated portfolio that the mutual fund SPC intends to create.

(D) A mutual fund SPC may provide any other information that it considers helpful to the Commission's assessment of the application.

1. Name of Mutual Fund SPC:**2. BVI Business Company No:****3. Type of Fund:**

Public Private Professional Incubator Approved

4. No. of Segregated Portfolios to be created:**5. Details of the Segregated Portfolios to be created:**

Complete one Segregated Portfolio Sheet for **each** segregated portfolio to be created.

6. Declaration by Authorised Representative:

The undersigned, as authorised representative of the mutual fund SPC named in item 1, declares that all of the information provided in this application form and its appendices is to my/our* knowledge and belief, true and accurate, and any documentation submitted have been verified as authentic. I/We* understand that providing false or misleading information may cause the Commission to take enforcement action against the mutual fund SPC or deny any application which may be submitted on behalf of the mutual fund SPC.

Name of Authorised Representative:**Name of Person Completing the Form:****Address:****Email Address:****Telephone No.:****Signature:****Date:**

(dd/mm/yyyy)

Segregated Portfolio Sheet (Creation) - Appendix

Name, Identification or Designation of Segregated Portfolio to be created:

Proposed Date of Creation:

(dd/mm/yyyy)

DETAILS OF FUNCTIONARIES

Name	Jurisdiction of Incorporation	Business Address
Investment Manager(s)		
Administrator(s)		
Investment Advisor(s)		
Custodian(s)		
Prime Broker(s)		
Trustee(s)		

Segregated Portfolio Sheet (Creation) - Appendix

Name, Identification or Designation of Segregated Portfolio to be created:

Proposed Date of Creation:

(dd/mm/yyyy)

DETAILS OFFUNCTIONARIES		
Name	Jurisdiction of Incorporation	Business Address
Investment Manager(s)		
Administrator(s)		
Investment Advisor(s)		
Custodian(s)		
Prime Broker(s)		
Trustee(s)		

Segregated Portfolio Sheet (Creation) - Appendix

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